

MINUTES

IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF ALABAMA, NORTHERN DIVISION

HON. MYRON H. THOMPSON, JUDGE AT MONTGOMERY, ALABAMA
DATE COMMENCED AUGUST 7, 2006 AT 10:35 A.M./P.M.
DATE COMPLETED AUGUST 8, 2006 AT 4:03 A.M./P.M.
UNITED STATES OF AMERICA)
)
 v) CR NO 2:06r95-MHT
)
DEXTER WAYNE SNIPES)

<u>PLAINTIFF(S) / GOVERNMENT</u>	<u>APPEARANCES</u>	<u>DEFENDANT(S)</u>
AUSA Tommie Hardwick	X X X X X	Dexter Wayne Snipes (pro-se) Atty Roianne H. Conner (stand-by)

COURT OFFICIALS PRESENT:

David Sapp, Law Clerk	Anthony Green & Sheila Carnes, Courtroom Deputies	Mitchell Reisner, Court Reporter
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JURORS

1. <u>Laura Leanne Maraman</u>	7. <u>Bonnie F. Stephens</u>
2. <u>Lori L. Dixon</u>	8. <u>Nora Carole Collier</u>
3. <u>Emily Rebekah Moon</u>	9. <u>Winda Fay Lathan</u>
4. <u>Gloria Jean Sankey</u>	10. <u>Patricia Lynn Phillips</u>
5. <u>Stephen Bearss</u>	11. <u>Demetrius Latanya Bass</u>
6. <u>Amy P. Dugger</u>	12. <u>Bobbie Jo Miller</u>

ALTERNATES

13. Angelia Walton 14. _____

JURY SELECTION

10:35 a.m. Court convened.
Multiple voir dire begun (Cr Nos. **3:06cr95-MHT, USA v Snipes**; 2:05cr290-MHT, USA v Gordon; 2:06cr64-MHT, USA v Lewis and Reynolds; 2:05cr300-MHT, USA v Woods; and 2:05cr66-MHT, USA v Darter). Additional Voir Dire of proposed juror Bearss. Defendant's **Oral Motion** to disqualify AUSA Hardwick; **Oral Order** denying motion.
1:55 p.m. Jury seated; remaining panel members discharged.
1:58 p.m. Recess.
3:00 p.m. Hearing out of jury's presence on motion to suppress.
Witnesses sworn; Witness Rule invoked.

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**JURY TRIAL COMMENCING ON 8/7/06 BEFORE JUDGE MYRON H. THOMPSON
CR. NO. 2:06cr95-MHT, USA vs. DEXTER WAYNE SNIPES**

4:00 p.m. Court directs that jury be excused until 8:45 a.m., 8/8/06.
Oral argument heard.
4:20 p.m. Recess (matter under advisement)
4:42 p.m. Order to issue granting/denying motion to suppress, as
stated on the record. Court's oral findings as to
sufficiency of warrant. Government directed to furnish
defendant copies of warrants.
4:56 p.m. Court recess until 9:00 a.m. 8/8/06.

8-8-06:

9:00 a.m. In-chambers conference re absent juror and procedural
issues.
9:20 a.m. Court reconvened. Government directed to redact the
indictment. Defendant's **oral renewed motion** to suppress;
oral order denying motion. FORFEITURE ISSUE: defendant's
oral representation that he asserts no claim to the
remaining guns, that no forfeiture proceeding is necessary,
and that the guns may be automatically forfeited, if he is
convicted. Government's motion to seal and sealed motion
filed.
9:30 a.m. Recess.
9:50 a.m. Defendant's oral objection to arrest warrant (Court directs
that warrant be marked as Defendant's exhibit 2 and treated
as a suppression hearing exhibit)
9:59 a.m. In-chambers ex parte conference (on the record) on
Government's sealed motion. **Oral Order** directing that any
transcript of this portion of the proceeding be SEALED.
10:08 a.m. Recess.
10:18 a.m. In-chambers ex parte conference continues re sealed motion.
10:25 a.m. Jury seated and sworn. Witnesses (present) sworn; Witness
Rule invoked. Court's preliminary instructions to jury.
10:30 a.m. Government's opening statement (AUSA Hardwick, 3 minutes).
10:34 a.m. Defendant's opening statement (2 minutes)
10:36 a.m. Government's evidence commenced.
Joint stipulation of felony conviction read into record
(AUSA Hardwick) and filed. Government's **Oral Motion** to
substitute copies of firearms (G-4a, G-5a) for actual
firearms (G-4, G-5). **Oral Order** granting motion.
11:35 a.m. In-chambers conference continues re sealed motion. **Oral
Order** granting motion.
11:40 a.m. Recess.
11:45 a.m. Government's evidence continues.
12:00 p.m. Government rests.
Defendant's **Oral Motion** for judgment of acquittal; **Oral
Order** denying motion.
Defendant rests. Defendant waives right to testify and right

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to counsel.
12:06 p.m. Recess.
1:05 p.m. Parties' review of proposed jury charge.
1:30 p.m. Trial continued; no objections to charge. Defendant's **Oral
Renewed Motion** for judgment of acquittal; **Oral order** denying
motion.
1:40 p.m. Government's closing arguments (AUSA Moorer, 10 minutes).
Defendant's closing arguments (5 minutes).
Government's rebuttal (AUSA Hardwick, 10 minutes).
2:05 p.m. Jury excused.
Defendant's objections to proposed charge; objections
overruled.
2:10 p.m. Jury seated and charged.
Jury excused.
Defendant's objection to Court's charge; objection
overruled.
Jury seated; alternate excused.
2:42 p.m. Jury's deliberations commenced.
3:13 p.m. Jury question.
3:22 p.m. Court's review of jury question with parties; parties'
proposed response.
3:30 p.m. Jury seated; Court's Oral response to question.
3:32 p.m. Jury's deliberations continued.
Defendant's renewed **Oral Motion** for judgment of acquittal;
Oral Order denying motion.
3:50 p.m. JURY VERDICT of guilty as to all counts.
Jury polled and discharged.
Defendant adjudicated guilty; sentencing set for 10/12/06;
Defendant remanded.
4:03 p.m. Court adjourned.